

**Butler, David**

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**From:** Franklin, Brian L <Brian.Franklin@duke-energy.com>  
**Sent:** Monday, September 22, 2014 3:00 PM  
**To:** Melchers, Joseph; Butler, David  
**Cc:** chris@gurga.com; Campbell, Chad; Sharpe, April; Yarbrough, Barbara G; Bateman, Andrew; Shafeek-Horton, Timika  
**Subject:** Gurga Complaint - 2014-367-E  
**Attachments:** 2014-367-complaint.pdf  
  
**Importance:** High

Joseph or David: I hope you both are well. I'm just checking in on Mr. Gurga's complaint. It is my understanding that a representative from Duke Energy spoke with Mr. Gurga at least two times last week and he has agreed to withdraw his complaint against DEC. As a result, DEC respectfully requests that in light of the pending resolution of this matter, the Commission issue a directive holding the testimony and hearing dates in abeyance in order to give the parties time to officially resolve the matter and negate the need for testimony and a hearing. Please let me know if the Commission finds that this is an acceptable manner in which to proceed. Thanks.

Brian

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